

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Wayne Patrick O'Brien
Serial No.: 10/621,772
Filing Date: July 17, 2003
Examiner: Zheng Wei
Confirmation No.: 1688
Group Art Unit: 2192
Title: *Designing Computer Programs*

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicant respectfully requests, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the reference listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application.

The present application was filed after June 30, 2003. Therefore, under the July 11, 2003 waiver of 37 C.F.R. § 1.98(a)(2)(i) by the U.S. Patent and Trademark Office, copies of U.S. patents and U.S. patent application publications have not been provided. Copies of all other references are enclosed for the convenience of the Examiner.

Pursuant to 37 C.F.R. §§1.97(g) and (h), Applicant makes no representation that these documents qualify as prior art or that these documents are material to patentability of the present application or that a search has been made.

The item contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

The item contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement.

REMARKS

Pursuant to 37 C.F.R. § 1.97(b), Applicants believe this Information Disclosure Statement has been filed before the issuance/ mailing date of the first Office Action after a Request for Continued Examination. Therefore, Applicants believe no fee is due. However, if a fee is required, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

Baker Botts L.L.P.
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Date: May 13, 2010

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